



**Memorandum of Agreement  
Between  
The Maine Department of Environmental Protection  
And  
The U.S. Environmental Protection Agency**

We at the U.S. Environmental Protection Agency (EPA) and the Maine Department of Environmental Protection (MEDEP) share a commitment to recognize and reward environmental leadership in the protection of public health, air, water, and land. To that end, EPA created the National Environmental Performance Track program and Maine created the Maine Smart Tracks for Exceptional Performers and Upward Performers, or STEP-UP Program. These voluntary incentive and recognition programs encourage program members to focus on issues important to their communities, to take a creative approach to solving local problems, and to employ partnerships and networking with neighborhood citizens to achieve environmental goals.

EPA and MEDEP believe we can achieve more by working together. Coordinating efforts will enable us to increase the efficiency and effectiveness of our programs as we meet the opportunities that will accompany the growth and development of the programs. As program membership increases, so do our opportunities to encourage industry to commit to practices that yield beyond compliance results—and ensure the higher level of environmental protection that EPA, MEDEP, program members, and the American public all seek.

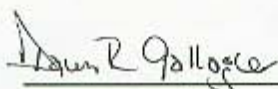
Through this Memorandum of Agreement, EPA and MEDEP commit to creating the best value for our customers; reducing the resource requirements of both the EPA and MEDEP staff and the administrative burden of member organizations; creating the greatest amount of incentives, flexibility, and recognition for program members; and reinforcing and encouraging continual improvement in environmental performance. While encouraging each program to maintain its own identity, EPA and MEDEP pledge to:

- Coordinate the application processes of National Environmental Performance Track and the Maine STEP-UP Program so that eligible applicants can apply to both programs simultaneously.
- Work with facilities to identify ways to streamline and facilitate the application process.
- Provide to eligible facilities the assistance necessary to apply and be evaluated expeditiously for acceptance into both programs.
- Develop incentives that reduce program members' administrative burdens, such as reduced reporting and expedited permitting, where feasible, in recognition of their high levels of performance.

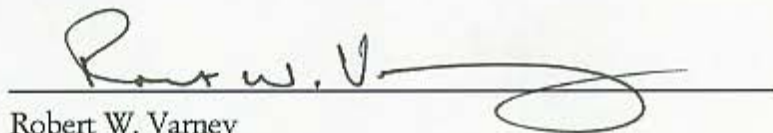
- Coordinate the delivery of incentives, including low priority for routine inspections, to achieve maximum environmental benefit and minimize transaction costs.
- Identify for program members a high level point of contact in each program.
- Produce marketing tools and coordinate recruiting and recognition events.
- Identify regulatory innovation opportunities that comply with State and Federal statutes/rules.
- Communicate the measurable environmental results achieved by the National Environmental Performance Track and STEP-UP to the public.

These are just the first of many steps we at EPA and MEDEP will take together to enhance our programs and reward program members for their leadership in environmental protection. We will continue to look for additional ways to align our programs so that program members and the environment benefit. Our focus will be to clarify the roles and responsibilities of all partners as we work to align our program requirements and develop additional means to deliver recognition, flexibility, and incentives to our members. We look forward to developing a detailed work plan that further defines how our programs will work together and anticipate a cleaner future for the American, and particularly the Maine, environment as a result.

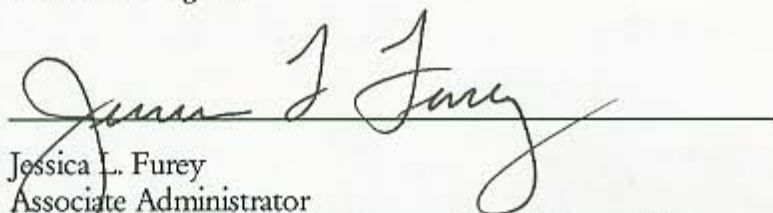
This Memorandum of Agreement is entered into this 28th day of October, 2004, and remains in effect unless amended by mutual consent.



Dawn R. Gallagher  
Commissioner  
Maine Department of Environmental Protection



Robert W. Varney  
Regional Administrator  
EPA New England



Jessica L. Furey  
Associate Administrator  
U.S. EPA Office of Policy, Economics and Innovation